IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1789 OF 2005

IN

SECOND APPEAL (STAMP) NO.10150 OF 2005

Smt.Khatija Husain Lambe ...Applicant

Versus

Abdulla Ahmed Modak ...Respondent

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Mr.Ameya Tamhane i/b Ms.Seema Sarnaik for Applicant.

None for Respondent.

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CORAM: A.M.KHANWILKAR, J.

JANUARY 13, 2006.

P.C.

1. Heard Counsel for the Applicant. None appears for the Respondent though served. No reply has been filed to oppose this Application.

2. For the reasons mentioned in the Application, which have remained uncontroverted, sufficient cause having been made out, in the

interest of justice, application deserves to be allowed, as the delay is only of 135 days. Hence, application allowed in terms of prayer clause (a).

3. Office to register the Second Appeal and place the same for admission as per its turn.

A.M.KHANWILKAR, J.